IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16728 of 2004

Between:
K.Padmamma, D/o K.Ramachari,
Minhajush-Sharquia U.P.School (Aided), Dabeerpura (Telugu Medium)
Hyderabad

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep. by its Secretary, Education Department, Secretariat, Hyderabad
2 The Commissioner and Director of School Education, Hyderabad
3 The District Educational officer, Hyderabad District
4 The Correspondent, Minhajush Sharquia U.P. School (Aided), Dabeerpura
(Telugu Medium), Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not extending the benefit of G.O.Ms.No.330, dated 10-08-1983 read with G.O.Rt.No.644, Education Dated 7-12-2000 and as per judgment in W.P.No.26260 of 2000 dated 12-09-2003 (reported in 2003(6) A.L.T.693 (DB) as illegal, improper, unjust and arbitrary and in clear discrimination and further direct the respondents to extend the same without reference to the cut off date forthwith with all consequential benefits including monetary and seniority.

Counsel for the Petitioner: MR.K.UMAPATHY

Counsel for the Respondents: GP FOR EDUCATION

The Court made the following :

ORDER

The Petitioner is working as Grade II Telugu Pandit. She contends that she acquired the requisite qualifications of Grade I Telugu Pandit, and hence as per G.O. Ms. No. 330, dated 10-8-1983 read with G.O. Rt. No. 644, Education dated 7.12.2000 and as per the judgment of this Court in W.P. No. 26260 of 2000 dated 12.9.2003, she is entitled to get the promotion scale of Grade I Telugu Pandit and as the respondents did not extend the said benefit to her, she prays this Court seeking a direction to the respondents to extend the benefit of promotion scale to her as Grade I Telugu Pandit.

G.O. Ms. No. 330 dated 10-8-1983 is still in force. It is manifest from the said G.O. that whoever is qualified to hold the post of Grade I Telugu Pandit while working as Grade II Telugu Pandit, he is entitled to get the scale of Grade I Telugu Pandit.

Therefore, in the light of the said G.O and the judgment of this Court mentioned above, the respondents are directed to examine the qualifications of the petitioner and on being satisfied that she is possessing the requisite

qualifications for the post of Grade I Telugu Pandit, they shall extend the benefits of Grade I Telugu Pandit to her, by passing appropriate orders in the matter.

With the above direction, the writ petition is disposed of. No costs.

Kvsn 17-09-2004

To

1 The Secretary, Education Department, Government of Andhra Pradesh,
Secretariat, Hyderabad.
2 The Commissioner and Director of School Education, Hyderabad
3 The District Educational officer, Hyderabad District
4 The Correspondent, Minhajush Sharquia U.P. School (Aided), Dabeerpura
(Telugu Medium), Hyderabad
5 G.P. for Education, High Court buildings, Hyderabad
6 Two C D copies.